

HOUSE BILL 2065

By Maddox

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 31, Part 10; Title 4, Chapter 51, Part 1; Title 8, Chapter 4; Title 9, Chapter 4; Title 9, Chapter 9, Part 1 and Title 49, relative to lottery funded capital outlay projects for K-12 educational facilities pursuant to Article XI, Section 5 of the Constitution of Tennessee.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 4, Part 1, is amended by adding the following language as a new section:

Section 8-4-118.

(a) The comptroller shall establish a lottery funded capital outlay project advisory committee.

(b) The advisory committee shall be composed of five (5) members, to include the comptroller, the treasurer, the commissioner of education, one (1) director of schools representing a school district with an average daily membership greater than twenty thousand (20,000) and one (1) director of schools representing a school district with an average daily membership of less than or equal to twenty thousand (20,000). The director of schools members shall be selected jointly by the comptroller and commissioner of education. The comptroller shall serve as chair and shall convene the first meeting of the advisory committee prior to September 1, 2007.

(c) The advisory committee shall study lottery funded capital outlay projects in Tennessee, with a general focus on the following issues:

(1) Implementation of the Tennessee Lottery Funds for Education Projects Loan Act of 2003;

(2) Overall K-12 capital needs in Tennessee; and

(3) Short-term and long-term availability of excess lottery funds
for K-12 capital outlay projects.

The advisory committee shall also examine any constitutional restraints imposed by article XI, § 5 of the Constitution of Tennessee in conjunction with any capital outlay programs or projects for K-12 educational facilities.

(d) The advisory committee shall present its findings, recommendations and any proposed legislative changes to the governor, speaker of the senate, speaker of the house of representatives and the chairs of the senate and house education committees by March 1, 2008.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring
it.